

Steve W. Berman (*pro hac vice*)
 Thomas E. Loeser (SBN 202724)
 Robert F. Lopez (*pro hac vice*)
 HAGENS BERMAN SOBOL SHAPIRO LLP
 1918 Eighth Avenue, Suite 3300
 Seattle, WA 98101
 Telephone: (206) 623-7292
 Facsimile: (206) 623-0594
 steve@hbsslaw.com
 toml@hbsslaw.com
 robl@hbsslaw.com

Penelope A. Preovolos (CA SBN 87607)
 PPreovolos@mofo.com
 Claudia M. Vetsi (CA SBN 233485)
 CVetsi@mofo.com
 Lauren Wroblewski (CA SBN 291019)
 LWroblewski@mofo.com
 MORRISON & FOERSTER LLP
 425 Market Street
 San Francisco, CA 94105-2482
 Telephone: 415.268.7000
 Facsimile: 415.268.7522

Attorneys for Plaintiffs

Sean Gates (CA SBN 186247)
 SGates@charislex.com
 CHARIS LEX P.C.
 16 N. Marengo Avenue, Suite 300
 Pasadena, CA 91101
 Telephone: 626.508.1717
 Facsimile: 626.508.1730

Attorneys for Defendant
 TESLA, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

DEAN SHEIKH, JOHN KELNER, TOM
 MILONE, DAURY LAMARCHE, DAN
 WHELAN, and MICHAEL VERDOLIN, on
 behalf of themselves and all others similarly
 situated,

Plaintiffs,

v.

TESLA, INC. d/b/a TESLA MOTORS, INC., a
 Delaware corporation,

Defendant.

Case No. 5:17-cv-02193-BLF

STIPULATION AND
~~**PROPOSED**~~ **ORDER TO**
SHORTEN TIME

AS MODIFIED BY THE COURT

1 Pursuant to Local Rule 6-2, Plaintiffs Dean Sheikh, John Kelner, Tom Milone, Daury
2 Lamarche, and Michael Verdolin (collectively “Plaintiffs”) and Defendant Tesla, Inc.
3 (“Defendant”), through their undersigned counsel, hereby stipulate as follows:

4 WHEREAS the parties have reached a proposed class settlement in this matter.

5 WHEREAS Plaintiffs filed a Motion for Preliminary Approval of Settlement on May 25,
6 2018 and set the hearing on the motion for the earliest available date on the Court’s regular
7 motion calendar, October 25, 2018.

8 WHEREAS good cause exists to shorten the time for the hearing on the Motion for
9 Preliminary Approval. An expeditious determination of the Motion is in the interests of the class
10 members. The current five-month period from the motion filing to the hearing date will delay
11 their ability to evaluate the settlement, as the provision of notice of the settlement to the class
12 must await preliminary approval. It will also delay their potential receipt of cash payments; the
13 proposed class settlement provides a non-reversionary settlement fund, and, if approved, all
14 settlement class members will be sent a check for their portion of the settlement fund. Further, an
15 extended time period prior the hearing (and even the normal 35-day period for noticed motions) is
16 not necessary. The Motion is unopposed. The parties do not intend to file further briefing. The
17 interests of the parties and the class members are thus enhanced by not delaying the determination
18 of whether the proposed settlement is sufficiently fair, reasonable, and adequate such that notice
19 may be given to the class.

20 WHEREAS the prior modifications of time in the case were to extend the time for
21 Defendant to respond to the Second Amended Complaint, ECF 22, and for the purpose of
22 allowing the parties to complete a mediation and their discussions following the mediation, ECF
23 27, 29, 31, 33, 37.

24 WHEREAS shortening time for the hearing on Plaintiffs’ Motion for Preliminary
25 Approval will expedite the case schedule.

26 THEREFORE, subject to the approval of the Court, the parties agree and stipulate that the
27 hearing on Plaintiffs’ Motion for Preliminary Approval of Settlement be heard on any of the
28

1 following dates: June 7-8, 18-22, 28-29, July 2-3, 9-13, 16-20, 23-27, or as soon as the Court is
2 available thereafter.

3
4 IT IS SO STIPULATED.

5 Dated: June 1, 2018

HAGENS BERMAN SOBOL SHAPIRO LLP

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8 By: /s/ Steve W. Berman
Steve W. Berman (*pro hac vice*)
9 Thomas E. Loeser (SBN 202724)

10 Attorneys for Plaintiffs

11 Dated: June 1, 2018

CHARIS LEX P.C.

13 By: /s/ Sean P. Gates
14 Sean P. Gates

15 Attorneys for Defendant
16 TESLA, INC.

ECF ATTESTATION

I, Sean Gates, am the ECF User whose ID and password are being used to file the foregoing **STIPULATION AND [PROPOSED] ORDER TO SHORTEN TIME**. In compliance with Local Rule 5-1, I hereby attest that Steve Berman has concurred in this filing.

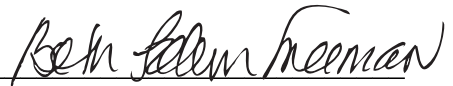
Dated: June 1, 2018

By: /s/ Sean P. Gates

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that the hearing on Plaintiffs' Motion for Preliminary Approval of Settlement, previously set for October 25, 2018 at 1:30 p.m., shall be heard on June 7, 2018 at 9:00 A.M.

Dated: June 1, 2018


The Hon. Beth Labson Freeman
United States District Judge